

PTO/SB/21 (08-00)

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## **TRANSMITTAL FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

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|--|------------------|--|--|--|--|--|
| Application Number   | 09/008,497       |  |  |  |  |  |
| Filing Date  | January 16, 1998 |  |  |  |  |  |
| First Named Inventor   | Hiroyuki Inoue   |  |  |  |  |  |
| Group Art Unit   | 2814             |  |  |  |  |  |
| Examiner Name  | S. Rao           |  |  |  |  |  |
| Attorney Docket Number   | 21987-00033-US   |  |  |  |  |  |

| ENCLOSURES (check all that apply)   |   |   |  |  |  |  |  |  |  |
|---|---|---|--|--|--|--|--|--|--|
| x Fee Transmittal Form  | Assignment Papers (for an Application)  | After Allowance Communication to Group                              |  |  |  |  |  |  |  |
| Fee Attached  | Drawing(s)  | Appeal Communication to Board of Appeals and Interferences          |  |  |  |  |  |  |  |
| Amendment/Reply   | Licensing-related Papers  | X Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |  |  |  |  |  |  |  |
| After Final   | x Petition  | Proprietary Information   |  |  |  |  |  |  |  |
| Affidavits/declaration(s)   | Petition to Convert to a Provisional Application  | Status Letter   |  |  |  |  |  |  |  |
| Extension of Time Request   | Power of Attorney, Revocation<br>Change of Correspondence Address   | X Other Enclosure(s) (please identify below)                        |  |  |  |  |  |  |  |
| Express Abandonment Request   | Terminal Disclaimer   | Transmittal of Petition to     Revive                               |  |  |  |  |  |  |  |
| Information Disclosure Statement  | Request for Refund  | Assignment Recordation document                                     |  |  |  |  |  |  |  |
| Certified Copy of Priority Document(s)  | CD, Number of CD(s)   | Change of     Correspondence Address                                |  |  |  |  |  |  |  |
| Response to Missing Parts/<br>Incomplete Application                                | Remarks   | <u> </u>  |  |  |  |  |  |  |  |
| Response to Missing Parts under 37 CFR 1.52 or 1.53                                 | This Notice of Appeal is submitted concurrent with the filing of a Petition to Revive an Unintentionally Abandoned Application. |   |  |  |  |  |  |  |  |
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|   |   |   |  |  |  |  |  |  |  |
| SIGNA   | SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  |   |  |  |  |  |  |  |  |
| Firm or Individual Name CONNOLLY BOVE LODGE & HUTZ, LLP Burton A. Amernick - 24,852 |   |   |  |  |  |  |  |  |  |
| Signature   | A 1-/10   |   |  |  |  |  |  |  |  |
| Date September 26, 200  | 2   |   |  |  |  |  |  |  |  |

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PTO/SB/17 (11-01) Approved for use through 10/31/2002. OMB 0651-0032

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|--------------------|----------------------------------|--|---------------|
| .4                 |                                  | U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COM                                     | <b>IMERÇE</b> |
| the Paperwork Reta | tion Act of 1995, no persons are | re required to respond to a collection of information unless it displays a valid OMB control | number        |
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|--|---------------------------|-------------|-----------------------------------|---|--|
| FEE TRANS  | ACITT A I                 |             |                                   | mplete if Known   |  |
| FEE IRANS  | MIIIAL                    |             | Application Number                | 09/008,497  |  |
| for FY 2   | <b>002</b>                |             | Filing Date                       | January 16, 1998  |  |
| Patent fees are subject to ar                    |                           |             | First Named Inventor              | Hiroyuki Inoue<br>S. Rao  |  |
|  |                           |             | Examiner Name                     |   |  |
| Applicant claims small entity stat               | us. See 37 CFR 1.27       |             | Group Art Unit                    | 2814  |  |
| TOTAL AMOUNT OF PAYMENT                          | (\$) 1,600.00             |             | Attorney Docket No.               | 21987-00033-US  |  |
| METHOD OF PAYMENT (check                         | k all that apply)         |             | FEE CAL                           | CULATION (continued)  |  |
| Check Credit Money Card Order  X Deposit Account | Other None                |             | ADDITIONAL FEES                   |   |  |
| Deposit<br>Account 22-0185                       |                           | Larg<br>Fee | e Entity Small Entity Fee Fee Fee | Fee Description   |  |

|                                | Check Card Order Other None 3. ADDITIONAL FEES |             |               |   |             |             |             |             |  |  |
|--------------------------------|--|-------------|---------------|---|-------------|-------------|-------------|-------------|--|--|
| $\int_{\mathbf{x}}$            | Depos  | it Accou    | nt            |   |             |             |             |             |  |  |
| Depo                           | sit [  |             |               |   | Large       | e Entity    | Sma         | II Entity   |  |  |
| Accor<br>Numb                  | unt  |             |               | 22-0185   | Fee<br>Code | Fee<br>(\$) | Fee<br>Code | Fee<br>(\$) | Fee Description  | Fee Paid   |
| Depo                           | sit<br>unt C                                   | onnol       | lv Bo         | ove Lodge & Hutz, LLP                                 | 105         | 130         | 205         | 65          | Surcharge – late filing fee or oath  |  |
| Nam                            | ъе 🗀   |             |               | by authorized to: (check all that apply)              | 127         | 50          | 227         | 25          | Surcharge – late provisional filing fee or cover sheet.                    |  |
| X                              | Charge 1                                       | fee(s) inc  | licated       | below X Credit any overpayments                       | 139         | 130         | 139         | 130         | Non-English specification  |  |
|                                | Charge applicati                               |             | tional fe     | ee(s) during the pendency of this                     | 147         | 2,520       | 147         | 2,520       | For filing a request for ex parte reexamination                            |  |
|                                | Charge   | fee(s) inc  | licated       | below, except for the filing fee                      | 112         | 920*        | 112         | 920*        | Requesting publication of SIR prior to<br>Examiner action                  |  |
| to the                         | above-   | identifie   | d depo        | osit account.   | 113         | 1,840*      | 113         | 1,840*      | Requesting publication of SIR after<br>Examiner action                     |  |
|                                |  |             |               | CALCULATION   | 115         | 110         | 215         | 55          | Extension for reply within first month                                     |  |
| 1. B/                          | ASIC F   | FILING      | FEE           |   | 116         | 400         | 216         | 200         | Extension for reply within second month                                    |  |
|                                | Entity   | Small       |               | <b>_</b>  | 117         | 920         | 217         | 460         | Extension for reply within third month                                     |  |
| Fee<br>Code                    | Fee<br>(\$)                                    | Fee<br>Code | Fee<br>(\$)   | Fee Description Fee Paid                              | 118         | 1,440       | 218         | 720         | Extension for reply within fourth month                                    |  |
| 101                            | 740  | 201         | 370           | Utility filing fee                                    | 128         | 1,960       | 228         | 980         | Extension for reply within fifth month                                     |  |
| 106                            | 330  | 206         | 165           | Design filing fee                                     | 119         | 320         | 219         | 160         | Notice of Appeal   | 320.00   |
| 107                            | 510  | 207         | 255           | Plant filing fee                                      | 120         | 320         | 220         | 160         | Filing a brief in support of an appeal                                     |  |
| 108                            | 740  | 208         | 370           | Reissue filing fee                                    | 121         | 280         | 221         | 140         | Request for oral hearing   |  |
| 114                            | 160  | 214         | 80            | Provisional filing fee                                | 138         | 1,510       | 138         | 1,510       | Petition to institute a public use proceeding                              |  |
|                                |  |             | 61            | JBTOTAL (1) (\$) 0.00                                 | 140         | 110         | 240         | 55          | Petition to revive – unavoidable   |  |
|                                |  |             | _             | JBTOTAL (1) (\$) 0.00                                 | 141         | 1,280       | 241         | 640         | Petition to revive - unintentional   | 1,280.00   |
| 2. E)                          | (TRA   | CLAIM       | IFEE          | S FOR UTILITY AND REISSUE                             | 142         | 1,280       | 242         | 640         | Utility issue fee (or reissue)   |  |
|                                |  |             |               | Extra Fee from Fee Paid                               | 143         | 460         | 243         | 230         | Design issue fee   |  |
| Total C                        | laims  |             | - <b>**</b> = |   | 144         | 620         | 244         | 310         | Plant issue fee  |  |
| Indepe<br>Claims               |  |             | -** =         | × =   | 122         | 130         | 122         | 130         | Petitions to the Commissioner  |  |
| 1                              | e Deper  | ndent       |               | =   | 123         | 50          | 123         | 50          | Processing fee under 37 CFR 1.17(q)  |  |
| Large                          | Entity   | Small I     | Entity        | _   | 126         | 180         | 126         | 180         | Submission of Information Disclosure Stmt                                  |  |
| Fee<br>Code                    | Fee<br>(\$)                                    | Fee<br>Code | Fee<br>(\$)   | Fee Description                                       | 581         | 40          | 581         | 40          | Recording each patent assignment per property (times number of properties) |  |
| 103                            | 18   | 203         | 9             | Claims in excess of 20                                | 146         | 740         | 246         | 370         | Filing a submission after final rejection (37 CFR 1.129(a))                |  |
| 102                            | 84   | 202         | 42            | Independent claims in excess of 3                     | 149         | 740         | 249         | 370         | For each additional invention to be  | <del>                                     </del> |
| 104                            | 280  | 204         |               | Multiple dependent claim, if not paid                 |             |             |             |             | examined (37CFR 1.129(b))  |  |
| 109                            | 84   | 209         | 42            | ** Reissue independent claims<br>over original patent | 179         | 740         | 279         | 370         | Request for Continued Examination (RCE)                                    | <u> </u>   |
| 110                            | 18   | 210         | 9             | ** Reissue claims in excess of 20                     | 169         | 900         | 169         | 900         | Request for expedited examination of a design application                  |  |
| and over original patent Other |  |             |               |   |             |             | cify)       |             |  |  |
| SUBTOTAL (2) (\$) 0.00 Re      |  |             |               |   |             |             | asic F      | iling Fee   | Paid SUBTOTAL (3) (\$)   | 1,600.00   |
| **or n                         | umber j  | orevious    | ly paid       | , if greater; For Reissues, see above                 |             |             |             | -           | . , [  |  |

| SUBMITTED BY Complete (if applicable) |  |           |                    |  |  |  |  |  |
|---------------------------------------|--|-----------|--------------------|--|--|--|--|--|
| Name (Print/Type) Burton A. Amernick  | Registration No. (Attorney/Agent) 24,852 | Telephone | (202) 331-7111     |  |  |  |  |  |
| Signature August 1                    |  | Date      | September 26, 2002 |  |  |  |  |  |

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